



Attorney Docket No.: 2004367-0034

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Knaack, *et al.*

Examiner: To be assigned

Serial No.: 10/771,736

Art Unit: 3738

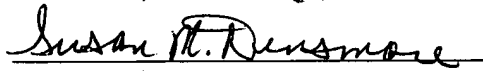
Filing Date: February 4, 2004

Title: POLYURETHANES FOR OSTEOIMPLANTS

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on October 5, 2004.

  
Susan M. Dinsmore

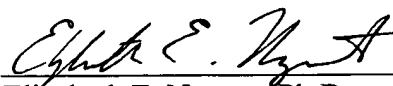
**TRANSMITTAL**

Enclosed herewith please find:

1. Response to Notice to File Missing Parts (2 pgs.);
2. Notice to File Missing Parts (2 pgs.);
3. Executed Declaration (7 pgs);
4. Executed Verified Statement Claiming Small Entity Status 37 CFR §1.27(c);
5. Executed Appointment of Attorney;
6. Petition for Extension of Time Under 37 C.F.R. §1.136;
7. Check in the amount of \$1,333.00;
8. Check in the amount of \$65.00;
8. Check in the amount of \$490.00; and
10. Return postcard.

Please charge any fees associated with this filing, or apply any credits, to our Deposit Account No. 03-1721.

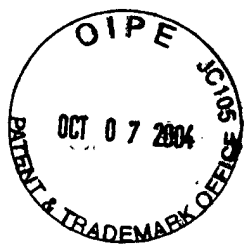
Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Elizabeth E. Nugent", is written over a horizontal line.

Elizabeth E. Nugent, Ph.D.  
Registration Number 43,839

Choate, Hall & Stewart  
Exchange Place  
53 State Street  
Boston, MA 02109  
(617) 248-5000  
Dated: October 5, 2004

3754523v1



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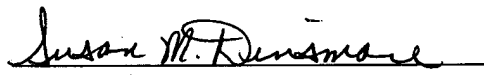
Title: POLYURETHANES FOR OSTEOIMPLANTS

Mail Stop Missing Parts  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

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Susan M. Dinsmore

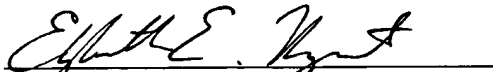
**RESPONSE TO NOTICE TO FILE MISSING PARTS**

In response to the Notice to File Missing Parts in the above-referenced application, mailed by the U.S. Patent and Trademark Office on May 6, 2004, enclosed herewith are the following

- 1) Notice to File Missing Parts (2 pgs.);
- 2) Executed Declaration (7 pgs.);
- 3) Executed Verified Statement Claiming Small Entity Status 37 CFR §1.27(c);
- 4) Executed Appointment of Attorney;
- 5) Petition for Extension of Time;
- 6) Check in the amount of \$1,333.00;
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Elizabeth E. Nugent, Ph.D.

Registration Number 43,839

Choate, Hall & Stewart  
Exchange Place  
53 State Street  
Boston, MA 02109  
(617) 248-5000  
Dated: October 5, 2004

3754509v1



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/771,736         | 02/04/2004             | David Knaack          | 2004367-0034           |

24280  
Choate, Hall & Stewart  
Exchange Place  
53 State Street  
Boston, MA 02109



CONFIRMATION NO. 5581

## FORMALITIES LETTER



\*OC000000012543585\*

Date Mailed: 05/06/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$948** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

10/08/2004 BABRAHA1 00000067 031721 10771736

SUMMARY OF FEES DUE:

|            |           |
|------------|-----------|
| 01 FC:2001 | 395.00 OP |
| 02 FC:2051 | 65.00 OP  |
| 03 FC:2202 | 819.00 OP |
| 04 FC:2201 | 119.00 OP |

Total additional fee(s) required for this application is **\$1398** for a Small Entity. 13.00 DA

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$948**

- **\$129** for **3** independent claims over 3.
- **\$819** for **91** total claims over 20.

Replies should be mailed to:   Mail Stop Missing Parts  
  Commissioner for Patents  
  P.O. Box 1450  
  Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

M. NGUYEN

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE